

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

MICHELLE WIESE,

Plaintiff,

v.

GREAT WESTERN BANK,

Defendant.

Case No. 8:22-cv-00015-JFB-MDN

**DEFENDANT GREAT WESTERN
BANK'S MOTION TO DISMISS COUNT
II OF PLAINTIFF MICHELLE WIESE'S
COMPLAINT**

Pursuant to Fed. R. Civ. P. 12(b)(6), Neb. Civ. R. 12.1, and Neb. Civ. R. 7.1, Defendant Great Western Bank respectfully moves the Court to dismiss with prejudice Count II of Plaintiff Michelle Wiese's Complaint. In support of this Motion, Great Western Bank has contemporaneously submitted a brief in accordance with Neb. Civ. R. 7.1(a).

WHEREFORE, Defendant Great Western Bank respectfully requests that the Court dismiss with prejudice Count II of Plaintiff Michelle Wiese's Complaint and for such other, further, and different relief as this Court deems just and equitable.

Dated: January 18, 2022.

GREAT WESTERN BANK, Defendant,

By: *s/ Patrice D. Ott*

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on January 18, 2022, a true and correct copy of the foregoing was filed with the Clerk of the U.S. District Court using the CM/ECF system which sent notice of its filing to all counsel of record.

s/ Patrice D. Ott

Patrice D. Ott